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Date: July 24, 2003

Docket No.: 4450-0391P

03886 U.S. PTO
10/625609
07/24/03

13281 U.S. PTO
07/24/03
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MS PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is a patent application claiming priority under 35 U.S.C. § 119(e) of Provisional Application No. 60/398,276 filed on July 24, 2002.

Inventor(s): DASIKA, Prasad; and SPEARS, Dan

For: METHOD AND SYSTEM FOR PROVIDING PROTECTION IN AN OPTICAL RING COMMUNICATION NETWORK

Enclosed are:

- ☒ A specification consisting of thirteen (13) pages
- ☒ Five (5) sheet(s) of formal drawings
- ☒ An assignment of the invention
- ☒ Executed Declaration (☐ Original ☒ Photocopy)
- ☐ Applicant claims small entity status under 37 C.F.R. § 1.27.
- ☐ Preliminary Amendment
- ☐ Information Disclosure Statement, PTO-1449 and reference(s)

Docket No. 4450-0391P

- ☐ Applicant requests early publication - \$300.00 publication fee
- ☒ Non-publication Request and Certification under 35 U.S.C. § 122(b)(2)(B)(i)
- ☒ Amend the specification by inserting before the first line the sentence:

--This application claims priority on provisional Application No. 60/398,276 filed on July 24, 2002, the entire contents of which are hereby incorporated by reference.--

- ☐ Other:
- ☒ Provisional application filed in English:
☒ YES ☐ NO

If "NO," an English translation with a Statement of Accuracy:
☐ is attached hereto ☐ will follow.

The filing fee has been calculated as shown below:

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$750.00	\$37500
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	12- 20 =	0	X 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	2- 3 =	0	x 84 = \$0.00	x 42 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$280.00	+ \$140.00
TOTAL			\$750.00	\$0.00

- ☒ A check in the amount of \$790.00 to cover the filing fee and recording fee (if applicable) is enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this transmittal form is enclosed.

☒ Please send correspondence to:


BIRCH, STEWART, KOLASCH & BIRCH, LLP or Customer No. 02292
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


Michael R. Cammarata, #39,491

MRC/rwl
4450-0391P

P.O. Box 747
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Attachment(s)

(Rev. 07/14/03)

PATENT
4450-0391P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: DASIKA, Prasad, et al. Conf.:
Appl. No.: New Group:
Filed: July 24, 2003 Examiner:
For: METHOD AND SYSTEM FOR PROVIDING
PROTECTION IN AN OPTICAL RING
COMMUNICATION NETWORK

REQUEST AND CERTIFICATION
UNDER 35 U.S.C. § 122 (b) (2) (B) (i)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

July 24, 2003

Sir:

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

This request must be signed in compliance with 37 C.F.R. § 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled

for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
Michael R. Cammarata, #39,491

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4450-0391P

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